

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

INDIGO FALLS,  
Plaintiff,

v.

CLETA PERCY,  
Defendant.

§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO. H-06-3388


**REMAND ORDER**

This Court ordered Defendant Cleta Percy and Third-Party Defendant FEMA to show cause why Plaintiff's Motion to Sever and Remand [Doc. # 4] should not be granted. Percy has responded by voluntarily dismissing Third-Party Defendant FEMA [Doc. # 7]. Percy does not respond to Indigo Falls' argument that this case should be remanded. As there is no longer a federal question at issue in this case, or any diversity of the parties, it is hereby

**ORDERED** that Plaintiff's Motion to Sever and Remand [Doc. # 4] is **GRANTED**.

This case is **REMANDED** to the Justice Court of Harris County, Texas, Precinct Two, Position Two.

**SIGNED** at Houston, Texas, this **16th** day of **November, 2006**.

  
\_\_\_\_\_  
Nancy F. Atlas  
United States District Judge